


Lugosch v. Pyramid Co. of Onondaga, 435 F.3d 110, 119 (2d Cir. 2006) (“In order to be designated a judicial document [to which the presumption of public access attaches], the item filed must be relevant to the performance of the judicial function and useful in the judicial process.” (internal quotation marks omitted)). Moreover, the majority, if not all, of the documents in dispute are subject to protective orders issued by the court. Although the Times sought to unseal all papers submitted in conjunction with the settling parties’ motion for approval, it did not challenge the protective orders governing the confidentiality of much of the material. See Martindell v. Int’l Tel. and Tel. Corp., 594 F.2d 291, 296 (2nd Cir. 1979).

Accordingly, I hold that all documents and information disputed in the 2(E) letter dated August 11, 2010 shall be redacted from the motion papers that will be publicly filed.

SO ORDERED.

Dated: August 7, 2010
New York, New York


ALVIN K. HELLERSTEIN
United States District Judge